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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA

17

18 GOPI VEDACHALAM and KANGANA
BERI, on behalf of themselves and all
19 others similarly situated,

20 Plaintiffs,

21 v.

22 TATA CONSULTANCY SERVICES,
LTD, an Indian Corporation and TATA
23 SONS, LTD, an Indian Corporation.

24 Defendants.

25

26 CASE NO. C 06-0963 (CW)

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**STIPULATION AND [PROPOSED] ORDER
28 TO EXTEND SUMMARY JUDGMENT
BRIEFING SCHEDULE**

1 **IT IS HEREBY STIPULATED AND AGREED** by plaintiffs Gopi Vedachalam and
 2 Kangana Beri (collectively “Plaintiffs”) and defendants Tata Consultancy Services, Ltd. and Tata
 3 Sons, Ltd. (collectively “Defendants”), through their respective counsel, as follows:

4 **WHEREAS**, in the April 18, 2012 Case Management Conference Statement, Plaintiffs
 5 informed Defendants and the Court that “Plaintiffs anticipate filing a motion for summary
 6 judgment within the next thirty days.” Dkt. No. 279.

7 **WHEREAS**, at the April 25, 2012 Case Management Conference, Plaintiffs reiterated
 8 their intention to file a summary judgment motion within that time frame.

9 **WHEREAS**, in the April 18 Case Management Conference Statement, Defendants
 10 informed Plaintiffs and the Court that they “oppose Plaintiffs’ filing of a motion for summary
 11 judgment at an early date” before the conclusion of discovery and reiterated that position at the
 12 April 25, 2012 Case Management Conference;

13 WHEREAS, the Court directed that if in fact Plaintiffs filed a motion for summary
 14 judgment prior to the completion of discovery, Defendants would be free to “file [a] . . . motion to
 15 stay or . . . [an] administrative motion to stay, and say [they] really think it would be inefficient
 16 for [Defendants] and the court to have to respond, and then [the court will] consider deferring it.”

17 **WHEREAS**, on May 18, 2012, Plaintiffs filed their Notice of Motion and Motion for
 18 Summary Judgment (“Motion”) on the date specified in their prior representations to Defendants
 19 and the Court;

20 **WHEREAS**, Plaintiffs noticed the hearing on the Motion for June 28, 2012 at 2:00 pm,
 21 making the deadline for Defendants’ opposition June 1, 2012; and the deadline for Plaintiffs’
 22 reply June 8, 2012;

23 **WHEREAS**, on May 23, 2012, Defendants requested that Plaintiffs stipulate to a four-
 24 week extension until June 27, 2012 for Defendants to file a response to Plaintiffs’ Motion.
 25 Defendants informed Plaintiffs that two of Defendants’ attorneys would be out of town on
 26 business for ten days, including one of Defendants’ lead attorneys, and would not return to the
 27 office until June 11; that several of Defendants’ attorneys would be out of town during the

1 Memorial Day weekend; and that certain of Defendants' attorneys are in India collecting
2 documents.

3 **WHEREAS**, solely to avoid additional motion practice, Plaintiffs agree to an extension
4 until June 13, 2012 for Defendants to file a response to Plaintiffs' Motion or a Motion to Stay or
5 other Administrative Motion, but do not agree that a stay is appropriate.

6 **THE PARTIES HEREBY AGREE AND STIPULATE AS FOLLOWS:**

7 1. Defendants' response to the Summary Judgment Motion or Defendants' Motion to Stay or
8 other Administrative Motion, if any, shall be due on June 13, 2012, and Plaintiffs' reply shall be
9 due on June 27, 2012; and

10 2. Plaintiffs' Motion, currently set for hearing on June 28, 2012, is re-set for hearing on July
11 12, 2012 at 2:00 p.m. (or on a date thereafter convenient to the Court).

12 **IT IS SO STIPULATED.**

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1 Dated: May 29, 2012

RUKIN HYLAND DORIA & TINDALL LLP

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3 Dated: May 29, 2012

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Counsel for Defendants TATA CONSULTANCY
SERVICES, LTD. and TATA SONS, LTD.

IT IS SO ORDERED. Plaintiffs' motion currently set for hearing on
June 28, 2012, is reset for hearing on August 2, 2012, at 2:00 p.m. The case
management conference previously set for Wednesday, July 25, 2012, is continued
to Thursday, August 2, 2012. A case management statement is due July 26, 2012.

Dated: 6/1/2012


15 HONORABLE CLAUDIA WILKEN
16 United States District Court Judge
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